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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

MICHAEL STEWART,

Case No. 3:11-cv-1091-RE

Plaintiff,

vs.

ORDER

COMMISSIONER of Social Security,

Defendant.

Attorney fees in the amount of \$28,150.00 are hereby awarded to Plaintiff's attorney pursuant to 42 U.S.C. § 406(b). The court finds this is a reasonable fee. Previously, this court awarded \$5,105.24, pursuant to the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412 (and another \$7,499.99 in CV # 08-82-HO, which is this same claim). When issuing the § 406(b) check, the agency is directed to subtract both amounts previously awarded under the EAJA, and to send to Plaintiff's attorney **at his current address shown above** the balance of \$15,544.77, minus any user fee. Any amount withheld (including the EAJA fee offset) after all administrative and court attorneys fees are paid should be released to the claimant.

DATED this 11 day of April, 2013.



United States District Judge

Presented by:
s/ Tim Wilborn, OSB # 944644
Attorney for Plaintiff